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Attorney's Docket No.: 42P16680

Patent

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of: )  
 )  
 Justin K. Brask et al. )  
 )  
 U.S. Serial No: 10/750,061 )  
 )  
 Filed: December 30, 2003 )  
 )  
 For: NONPLANAR TRANSISTOR WITH  
 METAL GATE ELECTRODES )

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Commissioner of Patents and Trademarks  
 P.O. Box 1405  
 Alexandria, VA 22313-1450

**RESPONSE TO ELECTION REQUIREMENT AND PRELIMINARY**  
**AMENDMENT**

Sir:

In response to the Election Requirement mailed December 17, 2004,  
 applicant(s) hereby elects to prosecute Group II claims 19-42 drawn to methods of  
 making semiconductor devices. As such, applicant(s) elects to withdraw Group I  
 claims 1-18, drawn to a semiconductor device.

Additionally, Applicants respectfully request that this Preliminary  
 Amendment be entered prior to examination of the above-identified patent  
 application.